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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/620,876	07/15/2003	Hiroshi Akimoto	SCT106U	7614
7590	03/02/2007		EXAMINER	
David L. Garrison Garrison & Associates PS Suite 3300 2001 Sixth Avenue Seattle, WA 98121-2522			PERUNGAVOOR, SATHYANARAYA V	
			ART UNIT	PAPER NUMBER
			2624	

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	03/02/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/620,876	AKIMOTO ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	Sath V. Perungavoor	2624	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) Responsive to communication(s) filed on \_\_\_\_.  
 2a) This action is **FINAL**.                    2b) This action is non-final.  
 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) Claim(s) 1 is/are pending in the application.  
 4a) Of the above claim(s) \_\_\_\_ is/are withdrawn from consideration.  
 5) Claim(s) \_\_\_\_ is/are allowed.  
 6) Claim(s) 1 is/are rejected.  
 7) Claim(s) \_\_\_\_ is/are objected to.  
 8) Claim(s) \_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) The specification is objected to by the Examiner.  
 10) The drawing(s) filed on \_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.  
     Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
     Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).  
 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
 a) All    b) Some \* c) None of:  
     1. Certified copies of the priority documents have been received.  
     2. Certified copies of the priority documents have been received in Application No. \_\_\_\_.  
     3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |                                                                                        |                                                                   |
|----------------------------------------------------------------------------------------|-------------------------------------------------------------------|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)            | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)   | Paper No(s)/Mail Date. ____                                       |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date 11/12/04.                                                        | 6) <input type="checkbox"/> Other: ____                           |

## **DETAILED ACTION**

### ***Claim Objections***

[1] Claim 1 is objected to because of the following informalities:

1. Limitation 1.c has a typo for the word "seperable" and does not end with a semicolon.

1.c recites the following: "c. constructing filters, based on the desired degree of compression and physical characteristics of the image, for decomposition of the image by non-seperable wavelet transformation".

Appropriate correction is required.

### ***Claim Rejections - 35 USC § 112***

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

- [2] Claim 1 recites the limitation "each of the three filters" in step d. There is insufficient antecedent basis for this limitation in the claim.

### ***Claim Rejections - 35 USC § 103***

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

[3] Claim 1 is rejected under 35 U.S.C. 103(a) as being unpatentable over Saha<sup>i</sup> et al. ("Saha") in view of Tong<sup>ii</sup> et al. ("Tong").

Regarding claim 1, Saha discloses the following claim limitations:

A method for compressing still images that are stored in electronic media [fig. 1] comprising the step of: a. selecting (*i.e. input image*) the image to be compressed [fig. 1]; b. selecting the desired degree (*i.e. 16:1*) of compression [page III-30, col. 2, para. 4]; c. constructing filters (*i.e. filter selection for wavelet decomposition*), based on the desired degree of compression (*i.e. 16:1*) and physical characteristics (*i.e. log energy entropy*) of the image, for decomposition of the image by non-separable wavelet transformation [page 29, col. 2, para. 4; page III-30, col. 2, para. 4]; d. transforming the image into an array of frequency coefficients (*i.e. wavelet coefficients*) of the pixels by executing one level of decomposition for each of the three filters [page III-29, col. 1, para. 2; fig. 1]; e. quantizing the values of the frequency coefficients [page III-29, col. 1, para. 2; fig. 1]; and f. encoding the quantized values by entropy coding methods [page III-29, col. 1, para. 2; fig. 1]; whereby the image is restored in the YCbCr format through the use of a pre-designated reconstruction formula; and transformed into the RGB palette after reconstruction is complete [*This limitation appears to be the intended result of the method positively recited, hence not given patentable weight. See MPEP 2111.04. It is also noted that limitation recites a concept notoriously well-known to image compression, for example JPEG 2000, hence the Examiner further takes Official Notice.*] ]

Saha does not explicitly disclose the following claim limitations:

f. encoding the quantized values by run length and arithmetic coding methods;

However, in the same field of endeavor Tong discloses the deficient claim limitations, as follows:

Encoding the quantized values by run length (*i.e.* 4) and arithmetic coding (*i.e.* 6) methods [*Fig. 1; col. 11, ll. 55-65*].

It would have been obvious to one with ordinary skill in the art at the time of invention to modify the teachings of Saha with Tong to encode by run length and arithmetic coding, the motivation being to achieve better compression [*col. 3, ll. 5-15*]

### ***Contact Information***

[4] Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mr. Sath V. Perungavoor whose telephone number is (571) 272-7455. The examiner can normally be reached on Monday to Friday from 8:30am to 5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mr. Matthew C. Bella whose telephone number is (571) 272-7778, can be reached on Monday to Friday from 9:00am to 5:00pm. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Dated: February 27, 2007

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<sup>i</sup> NPL document titled "Analysis-Based Adaptive Wavelet Filter Selection In Lossy Image Coding Schemes"  
<sup>ii</sup> US 5,982,434